



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/750,817	12/28/2000	Gyorgy Szondy	4925-73	9297

7590 01/27/2005

Michael C. Stuart, Esq.
Cohen, Pontani, Lieberman & Pavane
Suite 1210
551 Fifth Avenue
New York, NY 10176

EXAMINER

NGUYEN, QUANG N

ART UNIT

PAPER NUMBER

2141

DATE MAILED: 01/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/750,817

Applicant(s)

SZONDY, GYORGY

Examiner

Quang N Nguyen

Art Unit

2141

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 September 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-12 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 16 March 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

Detailed Action

1. This Office Action is in response to the Amendment filed on 09/07/2004. Claims 1, 5 and 8 have been amended. Claims 9-12 have been added as new claims. Claims 1-12 are presented for examination.

Claim Rejections - 35 USC § 112

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

3. **Claims 2-3 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.**

4. Claim 2 recites the limitation "... the other network node." in line 4. There is insufficient antecedent basis for this limitation in the claim.

5. Claim 3 recites the limitation "... the other network node" in line 2. There is insufficient antecedent basis for this limitation in the claim.

Claim Rejections - 35 USC § 102

6. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

7. **Claims 1-3, 5-7 and 9-12 are rejected under 35 U.S.C. 102(e) as being anticipated by Colson et al. (US 6,708,217), herein after referred as Colson.**

8. As to claim 1, Colson teaches a multi-modal document content can be received, demultiplexed and distributed to one or more appropriate content receivers, comprising:
a data store for storing user-supplied designation of the another network node (*a content registry 300 of Fig. 3 dynamically generated as clients register themselves*

containing content renderers such as facsimile 201, handheld device 204, dashboard device 202, and audio processor 203) (Colson, C9: L6-10);

a sensible indicator for indicating whether the user has requested redirection of data content (*for content type "text/ascii" indicating the user has requested redirection of data content to the fax machine 201, for "text/html" to the handheld computing device 204, etc.*) (Colson, C7: L57-62 and C8: L2-14); and

a data path operatively connected to the data store and to the sensible indicator and adaptable to route data content to the mobile terminal OR to the another network node designated in the data store according to the sensible indicator (*data paths 270c-f operatively connected to the demultiplexer component 220 to route data content to the handheld device 204 OR to another network node such as fax machine 201, dashboard device 202, and audio processor 203) (Colson, C7:L33 – C8:L14).*

9. As to claims 2-3, Colson teaches the apparatus of claim 1, wherein:

the content from the server is in HTML format (*Wdemux 220 receives HTTP responses in HTML format from Web servers 240, 250) (Colson, C1: L35-47); and*

the data path is further adaptable to convert content to WAP format and to selectably route WAP-format content to the mobile terminal (*using WAP PUSH*) or to send the content in HTML format to the another network node (*Wdemux 220 may use the HTTP POST method to deliver content to a rendering client*) (Colson, C10: L18-28).

10. Claims 5-7 are corresponding method claims of apparatus claims 1-3; therefore, they are rejected under the same rationale.

11. Claims 9-12 is a corresponding method claim of apparatus claims 1-3; therefore, they are rejected under the same rationale.

Claim Rejections - 35 USC § 103

12. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

13. **Claims 4 and 8 are rejected under 35 U.S.C. 103(a) as being unpatentable over Colson, in view of Aas et al. (US 5,940,740), herein after referred as Aas.**

14. As to claim 4, Colson teaches the apparatus of claim 1, but does not explicitly teach a logic circuit to reset the sensible indicator after the content is redirected.

In a related art, Aas teaches a method and system for message transmission verification, wherein the message center transmits the message to the intended recipient, if a network acknowledgement has been received, then the recipient is presumed to have received the message and the message center resets the message status indicator to indicate that the message has been sent and received (Aas, C4:L61 – C5:L2).

Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to combine the teachings of Colson and Aas to include a logic circuit to reset the sensible indicator after the content is redirected since such methods were conventionally employed in the art to allow the system tracking the status of the message in order to notify the user whether the message has already been sent and received; and to ask if they wish to have the message resent.

15. Claim 8 is a corresponding method claim of apparatus claim 4; therefore, it is rejected under the same rationale.

16. Applicant's arguments as well as request for reconsideration filed on 09/07/2004 have been fully considered but they are moot in view of the new ground(s) of rejection.

17. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

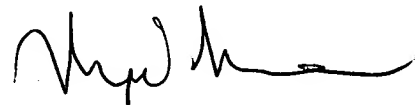
A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

18. Further references of interest are cited on Form PTO-892, which is an attachment to this office action.

19. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Quang N. Nguyen whose telephone number is (571) 272-3886.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's SPE, Rupal Dharia, can be reached at (571) 272-3880. The fax phone number for the organization is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



RUPAL DHARIA
SUPERVISORY PATENT EXAMINER